

06/15/01  
J1049 U.S. PTO

06-18-01

A / REISSUE  
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Atty. Dkt. No. 018483-0710

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Joachim Horsch  
Title: HYDRO-MECHANICAL  
TRANSMISSION  
Prior Appl. No.: 09/496,181  
Prior Appl. Filing Date: 1/31/2000  
Examiner: To Be Determined  
Art Unit: To Be Determined

<b>CERTIFICATE F EXPRESS MAILING</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, Washington, D.C. 20231.	
EL71640044705	June 15, 2001
(Express Mail Label Number)	(Date of Deposit)
Deborah A. Kocorawski	
(Printed Name)	
Deborah A. Kocorawski	
(Signature)	

U.S. PTO  
09/882928  
06/15/01

**CONTINUING REISSUE PATENT APPLICATION**  
**TRANSMITTAL**

Commissioner for Patents  
Box REISSUE  
Washington, D.C. 20231

Sir:

Transmitted herewith for filing under 37 C.F.R. § 1.53(b), 37 CFR § 1.173, and 37 CFR § 1.177 is a:

☐ Continuation ☒ Division ☐ Continuation-In-Part (CIP)

of the above-identified copending prior application in which no patenting, abandonment, or termination of proceedings has occurred. Priority to the above-identified prior application is hereby claimed under 35 U.S.C. § 120 for this continuing application.

☐ Applicant claims small entity status under 37 CFR 1.27.

Enclosed are:

- ☒ Specification and Claims in double column copy of patent format (amended per 37 CFR § 1.173(b)) (11 pages).
- ☒ Drawings (3 sheets, Figures 1-3).
- ☒ Copy of Reissue Oath/Declaration (2 pages).
- ☒ Copy of Written Consent of Assignee (1 page).
- ☒ Copy of Statement Under 37 CFR 3.73(b) (1 page).
- ☒ Information Disclosure Statement (1 page).

☒ Form PTO-1449 with copies of 24 listed reference(s).

The filing fee is calculated below:

	Claims as Amended	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Fee				\$710.00	\$710.00
Total Claims:	11	- 20	= 0	x \$18.00	= \$0.00
Independents:	2	- 3	= 0	x \$80.00	= \$0.00
If any Multiple Dependent Claim(s) present:			+ 0	+ \$270.00	= \$0.00
				SUBTOTAL:	= \$710.00
<input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):					= \$0.00
				TOTAL FILING FEE:	= \$710.00

☒ A check in the amount of \$710.00 to cover the filing fee is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 6/15/01

By 

FOLEY & LARDNER  
Firstar Center  
777 East Wisconsin Avenue  
Milwaukee, Wisconsin 53202-5367  
Telephone: (414) 297-5897  
Facsimile: (414) 297-4900

Jeffrey S. Gundersen  
Attorney for Applicant  
Registration No. 47,619

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Joachim Horsch  
Title: HYDRO-MECHANICAL  
TRANSMISSION  
Appl. No.: To Be Determined  
Filing Date: 06/15/2001  
Examiner: To Be Determined  
Art Unit: To Be Determined

<b>CERTIFICATE OF EXPRESS MAILING</b>	
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<u>E171640044705</u>	<u>June 15 2001</u>
(Express Mail Label Number)	(Date of Deposit)
<u>Deborah A. Kocorowski</u>	
(Printed Name)	
<u>Deborah A. Kocorowski</u>	
(Signature)	

11033 U.S. PTO  
09/882928  
06/15/01

**TRANSMITTAL OF FORMAL DRAWINGS**

Commissioner for Patents  
Washington, D.C. 20231

ATTENTION: DRAWING REVIEW BRANCH

Sir:

Transmitted herewith are the formal drawings (3 sheets, Figures 1-3) for the above-identified application. The Official Draftsperson is respectfully requested to approve these drawings for entry into the application.

Respectfully submitted,

Date

6/15/01


By

Jeffrey S. Gundersen

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Jeffrey S. Gundersen  
Attorney for Applicant  
Registration No. 47,619

Applicant: Joachim Horsch  
Title: HYDRO-MECHANICAL  
TRANSMISSION  
Patent No.: 5,865,700  
Issue Date: 2/2/99  
Appl. No.: To be determined  
Filing Date: To be determined  
Examiner: To be determined  
Art Unit: To be determined

<b>CERTIFICATE OF EXPRESS MAILING</b>	
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<b>EL470737235US</b> (Express Mail Label Number)	<b>1/31/00</b> (Date of Deposit)
<b>Chris Escavaille</b> (Printed Name)	
 (Signature)	



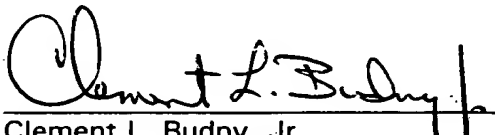
**WRITTEN CONSENT OF ASSIGNEE**

Box PATENT APPLICATION  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Case Corporation, assignee of U.S. Patent No. 5,865,700, consents to the filing of the above-captioned present application for reissue of U.S. Patent No. 5,865,700.

Jan. 28, 2000  
Date

  
Clement L. Budny, Jr.  
Associate General Counsel  
Case Corporation

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Joachim Horsch

Application No./Patent No.: 5,865,700 Filed/Issue Date: 2/2/99

Entitled: HYDRO-MECHANICAL TRANSMISSION

Case Corporation, a corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Joachim Horsch To: Case Corporation  
The document was recorded in the Patent and Trademark Office at  
Reel 8530, Frame 0692, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☐ Copies of assignments or other documents in the chain of title are attached.

**[NOTE:]** A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP 302-302.8

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

Jan 28, 2000  
Date

Clement L. Budny, Jr.  
Signature

Clement L. Budny, Jr.

Typed or printed name

Associate General Counsel

Title